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COMMONWEALTH OF VIRGINIA

STATE CORPORATION COMMISSION

AT RICHMOND, SEPTEMBER 26, 2000

NOTIFICATION OF

STONE MOUNTTAIN ENERGY, LC

CASE NO. PUE000348

To furnish gas service pursuant
to Virginia Code § 56-265.4:5

ORDER DISMISSING PROCEEDING

On June 29, 2000, Stone Mountain Energy, LC ("Stone Mountain"), notified the State Corporation Commission (the "Commission"), pursuant to § 56-265.4:5 of the Code of Virginia ("Code"), of its plans to furnish gas service to Pizza Plus, a Virginia corporation operating as a restaurant at Rose Hill in Lee County, Virginia

On July 26, 2000, the Commission entered an Order docketing the proceeding and notifying all public utilities providing natural gas service in the Commonwealth of Stone Mountain's plans to furnish gas service to Pizza Plus. The utilities were advised they could file an application with the Commission to provide natural gas service within the area identified in the Company's notification documents within sixty (60) days of the entry of the July 26, 2000, Order. The Commission found Pizza Plus not to be located within a territory for which a certificate of public convenience and necessity has been granted; in addition the facility was found not to be located within any area, territory, or jurisdiction served by a

municipal corporation that provided gas distribution service as of January 1, 1992.

Sixty days now have elapsed since the entry of the July 26, 2000, Order, and no jurisdictional public utility has filed an application to provide natural gas service within the area identified in the captioned notification.

NOW THE COMMISSION, upon consideration of the foregoing, is of the opinion and finds that the Company has satisfied the requirements of §§ 56-265.1(b)(4) and 56-265.4:5 of the Code, and that there being nothing further to be done herein, this matter should be dismissed.

Accordingly, IT IS THEREFORE ORDERED THAT this matter shall be dismissed from the Commission's docket of active proceedings, and the papers filed herein made a part of the Commission's file for ended causes.